





Patent  
Docket No. 13761-0739

**POWER OF ATTORNEY**  
**By Assignee**

University of Southern California, assignee(s) of the application for United States Letters Patent for an improvement in

**GENOMIC POLYMORPHISM FOR PREDICTING THERAPEUTIC RESPONSE**

**Heinz-Josef LENZ, Sheeja Thankappan PULLARKAT and Yi Ping XIONG**

the specification of which:

is filed herewith, OR  
 was filed on November 15, 2000, having U.S. Patent Application Serial No. 09/715,764.

does hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, all of the registered practitioners identified by:

**Customer Number 23639**

Please direct all inquiries to **Antoinette F. Konski**, at the above Customer Number.

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventor(s) to the assignee(s), which:

is filed for recordation herewith; or  
 was recorded on April 9, 2001, at Reel 011704, Frame 0952; or  
 has been sent for recordation under separate cover, copy attached herewith.

To the best of the undersigned's knowledge and belief, title is in the assignee(s) identified above. Furthermore, the undersigned is empowered to sign this document on behalf of the assignee(s).

Full Name of Assignee: University of Southern California	
Post Office Address: 3716 South Hope Street, Suite 313, Los Angeles, CA 90007-4344	
Signature of Declarant or Assignee: <i>Dennis F. Dougherty</i>	Date: 5-5-05
Full Name of Declarant	
If Other Than Assignee: Dennis F. Dougherty	
Title of Declarant: Senior Vice President-Admin.	
Address of Declarant: 3716 South Hope Street, Suite 313, Los Angeles, CA 90007-4344	

Applicant Application No.: Filing Date: For:	Heinz-Josef LENZ et al. 09/715,764 November 15, 2000 GENOMIC POLYMORPHISM FOR PREDICTING THERAPEUTIC RESPONSE	Attorney Docket No.: 13761-0739
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O I P  
JUN 27 2005  
PATENT & TRADEMARK OFFICE  
U.S. DEPARTMENT OF COMMERCE

**STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. § 1.27(a)(3)(ii)(A)) – NONPROFIT ORGANIZATION**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Nonprofit Organization: **UNIVERSITY OF SOUTHERN CALIFORNIA**

Address: of Nonprofit Organization: **3716 South Hope Street, Suite 313, Los Angeles, CA 90007-4344**

Type of Nonprofit Organization:

- University or other institution of higher learning
- Tax exempt under Internal Revenue Service Code
- Nonprofit scientific or educational under Statute of State of the United States of America  
(Name of State: \_\_\_\_\_)  
(Citation of Statute: \_\_\_\_\_)
- Would qualify as tax exempt under Internal Revenue Service Code  
(26 U.S.C 501(a) and 501(c)(3) if located in the United States of America)
- Would qualify as Nonprofit scientific or educational under Statute of State of the  
United States of America if located in the United States  
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I hereby state that the nonprofit organization identified above qualifies as a nonprofit organization as defined in 37 C.F.R. 1.27(a)(3) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention described in:

- the specification filed herewith with title as listed above.
- the application identified above.
- the patent identified above.

I hereby state that rights under contract or law have been conveyed to and remain with the nonprofit organization regarding the above-identified invention. If the rights held by the nonprofit organization are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities and that no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. 1.27(a)(1) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.27(a)(2) or a nonprofit organization under 37 C.F.R. 1.27(a)(3).

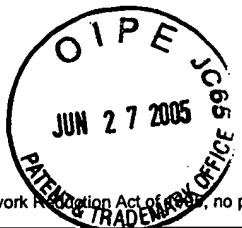
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. § 1.27(g)(1)).

Name of person signing: **Dennis F. Dougherty**

Title in organization of person signing **Senior Vice President-Admin**

Address of person signing: **3716 South Hope Street, Suite 313, Los Angeles, CA 90007-4344**

Signature: Dennis F. Dougherty Date 5-5-05



PTO/SB/122 (09-04)

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Address to:  
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Application Number	09/715,764
Filing Date	November 15, 2000
First Named Inventor	Heinz-Josef LENZ
Art Unit	1634
Examiner Name	Jehanne Sitton
Attorney Docket Number	13761-0739

Please change the Correspondence Address for the above-identified application to:

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I am the :

- Applicant/Inventor.
- Assignee of record of the entire interest.  
Certificate under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).
- Attorney or agent of record. Registration Number 34,202.
- Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_.

**Signature**

Autonelle Hunter

Typed or Printed Name      Antoinette F. Konski  
Bingham McCutchen LLP

Date June 23, 2005 Telephone 650-849-4950

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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